



*IPW*

**PATENT IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No.: 09/648,692  
Applicant: Dolly, J. O., *et al.*  
Confirmation No.: 6378  
Filed: August 25, 2000  
  
Group Art Unit: 1653  
Examiner: Bugaisky, G. E.  
  
Docket No.: 17311 (BOT)  
Customer No.: 51957  
Patent Title: Activatable Recombinant  
Neurotoxin

**CERTIFICATE OF MAILING**

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL WITH SUFFICIENT POSTAGE UNDER 37 C.F.R. §1.8 ON THE DATE INDICATED BELOW IN AN ENVELOPE ADDRESSED TO: ~~THE ATTORNEY GENERAL~~, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450.

Date of Deposit: FEBRUARY 14, 2006

Person making Deposit: ADRIANE GIBERSON

Signature: *Adriane Giberson*

Date of Signature: 02-14-2006

**APPLICANT'S REPLY**

February 2, 2006

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir,

This communication is responsive to a Notice Regarding Drawings mailed January 12, 2006. The attached sheet of formal drawings contains corrected FIGS. 1-17.

Respectfully submitted,

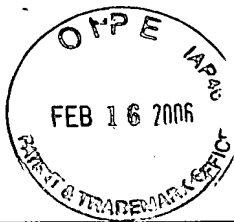
Dean G. Stathakis, Ph.D.  
Registration No. 54,465  
Agent of Record



**ALLERGAN**

**LEGAL DEPARTMENT**

2525 Dupont Drive  
Irvine, California 92612-1599  
Tel: 714/246-6521  
Fax: 714/246-4249



Received *JS*  
JAN 19 2006  
**LEGAL PATENTS**

**UNITED STATES PATENT AND TRADEMARK OFFICE**

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICATION NUMBER	2035 FILING DATE	FIRST NAME APPLICANT	ATTORNEY DOCKET NUMBER
09/648692	08/25/2000	J. Oliver Dolly	1733(AP)

*17311*

ALLERGAN, INC., LEGAL DEPARTMENT  
2525 DUPONT DRIVE, T2-7H  
IRVINE CA 92612-1599

Examiner: Bugaisky, Gabriele

Art Unit  
1656

Sheet No.

Date Mailed: January 12, 2006

## Notice Regarding Drawings

Corrected drawings for the above-identified application, received in the USPTO on **October 10, 2000** still not acceptable for the reason(s) identified on the attached PTO-948. Applicant is given one opportunity to correct the informalities within a two-month time period from the mailing date of this Notice. **THIS TIME PERIOD IS NOT EXTENDABLE UNDER EITHER 37 CFR 1.136(a) OR 1.136(b).** Failure to take corrective action within the set period will result in abandonment of the application.

ATTACHMENT: PTO-948 Notice of Draftsperson's Patent Review *WJH*

**RETURN CORRECTED DRAWINGS TO:**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**RESPONSE DUE** *Feb. 12 2006*  
**ACTION** *Corrected Drawings*  
*(3-12)*



Form PTO-938 (Rev. 06/03)  
Application No. 09/648692

Received

JAN 19 2006

LEGAL/PATENTS

U.S. DEPARTMENT OF COMMERCE  
U.S. Patent and Trademark Office

## NOTICE OF DRAFTSPERSON'S PATENT DRAWING REVIEW

The drawing(s) filed (insert date) 10/10/2006 are:

- A. ☒ approved by the Draftsperson under 37 CFR 1.84 or 1.152.  
B. ☒ objected to by the Draftsperson under 37 CFR 1.84 or 1.152 for the reasons indicated below. Corrected drawings are required.

**1. DRAWINGS.** 37 CFR 1.84(a): Acceptable categories of drawings: Black ink or Color (3 sets required).

☐ Color drawings are not acceptable until petition is granted. Fig(s) \_\_\_\_\_  
☐ Pencil and non black ink not permitted. Fig(s) \_\_\_\_\_

**2. PHOTOGRAPHS.** 37 CFR 1.84(b)  
☐ One (1) full-tone set is required. Fig(s) \_\_\_\_\_  
☐ Photographs may not be mounted. 37 CFR 1.84(e)  
☐ Photographs must meet paper size requirements of 37 CFR 1.84(f). Fig(s) \_\_\_\_\_  
☐ Poor quality (half-tone). Fig(s) \_\_\_\_\_

**3. TYPE OF PAPER.** 37 CFR 1.84(e)  
☐ Paper not flexible, strong, white, and durable. Fig(s) \_\_\_\_\_

☒ Erasures, alterations, overwritings, interlineations, folds, copy machine marks not accepted. Fig(s) 1-17

**4. SIZE OF PAPER.** 37 CFR 1.84(f): Acceptable sizes:

21.0 cm by 29.7 cm (DIN size A4) or  
21.6 cm by 27.9 cm (8 1/2 x 11 inches)  
☐ All drawing sheets not the same size. Sheet(s) \_\_\_\_\_  
☐ Drawings sheets not an acceptable size. Fig(s) \_\_\_\_\_

**5. MARGINS.** 37 CFR 1.84(g): Acceptable margins:  
Top 2.5 cm Left 2.5 cm Right 1.5 cm Bottom 1.0 cm  
☐ Margins not acceptable. Fig(s) \_\_\_\_\_  
Top (T) \_\_\_\_\_ Left (L) \_\_\_\_\_  
Right (R) \_\_\_\_\_ Bottom (B) \_\_\_\_\_

**6. VIEWS.** 37 CFR 1.84(h)  
REMINDER: Specification may require revision to correspond to drawing changes, e.g., if Fig. 1 is changed to Fig. 1A, Fig. 1B and Fig. 1C, etc., the specification, at the Brief Description of the Drawings, must likewise be changed.

☐ Views not labeled separately or properly. Fig(s) \_\_\_\_\_

**7. SECTIONAL VIEWS.** 37 CFR 1.84(h)(3)  
☐ Sectional designation should be noted with Arabic or Roman numbers. Fig(s) \_\_\_\_\_

**8. ARRANGEMENT OF VIEWS.** 37 CFR 1.84(i)  
☐ Words do not appear on a horizontal, left-to-right fashion when page is either upright or turned so that the top becomes the right side, except for graphs. Fig(s) \_\_\_\_\_

**9. SCALE.** 37 CFR 1.84(k)  
☐ Scale not large enough to show mechanism without crowding when drawing is reduced in size to two-thirds in reproduction. Fig(s) \_\_\_\_\_

**10. CHARACTER OF LINES, NUMBERS, & LETTERS.** 37 CFR 1.84(l)  
☒ Lines, numbers & letters not uniformly thick and well defined, clean, durable, and black (poor line quality). Fig(s) 1-17

**11. SHADING.** 37 CFR 1.84(m)  
☐ Solid black areas pale. Fig(s) \_\_\_\_\_  
☐ Solid black shading not permitted. Fig(s) \_\_\_\_\_

**12. NUMBERS, LETTERS, & REFERENCE CHARACTERS.** 37 CFR 1.84(p)  
☐ Numbers and reference characters not plain and legible. Fig(s) \_\_\_\_\_  
☐ Figure legends are poor. Fig(s) \_\_\_\_\_  
☐ Numbers and reference characters not oriented in the same direction as the view. 37 CFR 1.84(p)(1) Fig(s) \_\_\_\_\_  
☐ English alphabet not used. 37 CFR 1.84(p)(2) Fig(s) \_\_\_\_\_  
☐ Numbers, letters and reference characters must be at least 32 cm (1/8 inch) in height. 37 CFR 1.84(p)(3). Fig(s) \_\_\_\_\_

**13. LEAD LINES.** 37 CFR 1.84(q)  
☐ Lead lines missing. Fig(s) \_\_\_\_\_

**14. NUMBERING OF SHEETS OF DRAWINGS.** 37 CFR 1.84(t)

☐ Sheets not numbered consecutively, and in Arabic numbers beginning with number 1. Sheet(s) \_\_\_\_\_

**15. NUMBERING OF VIEWS.** 37 CFR 1.84(u)  
☐ Views not numbered consecutively, and in Arabic numerals, beginning with number 1. Fig(s) \_\_\_\_\_

**16. DESIGN DRAWINGS.** 37 CFR 1.152  
☐ Surface shading shown not appropriate. Fig(s) \_\_\_\_\_  
☐ Solid black surface shading is not permitted except when used to represent the color black as well as color contrast. Fig(s) \_\_\_\_\_

### COMMENTS:

*Figures are too dark & some sheets are cut off at the bottom (Fig 3B, 2A-2B, 3A-6, 7B, 9-13, 15)*

Reviewer WDS

If you have questions, call (703) 305-8404

Date 1/12/06

Attachment to Paper No. \_\_\_\_\_